



REGION 8
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

1272104 - R8 SDMS

AUG 22 2013

Ref: 8TMS-FMP

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

David M. Smith
Manager, Environmental Remediation
BNSF Railway Company
825 Great Northern Boulevard, Suite 105
Helena, MT 59601

Re: Response Costs Libby Asbestos Superfund Site, Operable Unit 6 (OU06),
Administrative Settlement Agreement and Order on Consent 08-2003-0004
(Agreement); SSID #08-BC06

Dear Mr. Smith:

The enclosed accounting is for costs incurred by the United States for response activities conducted at Operable Unit 06 of the Libby Asbestos Superfund (Site) under the authority of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) as amended. Specifically, this accounting is submitted to you for payment pursuant to the Agreement in the above-referenced matter.

This billing is solely for recovery of Government response costs; any fines and/or civil penalties, if applicable, will be billed separately. Pursuant to Section XV of the above-referenced Agreement, EPA is due \$20,674.01 within 45 days of the date of receipt of this letter. This billing covers response costs incurred by the United States pursuant to the Agreement for the period 05/07/2003 through 09/30/2011. Please note that these costs are for Operable Unit 06 only. Pursuant to the Agreement, should payment not be made within the specified time frame, interest shall begin accruing at the rate of 0.78% per annum, which is the current interest rate. This interest accrues beginning with the date of this letter and continues to accrue on the unpaid balance until such costs and accrued interest have been paid in full. The interest rate changes October 1 of each fiscal year. Calculation of interest will be based on current interest rates.

Please note that this is a final billing for the above-referenced Agreement.

Payments must be received by 11:00 AM Eastern Time for same day credit and should be made payable to EPA - Hazardous Substances Superfund and forwarded to one of the addresses below. Payment, in the form of a cashier's check or certified funds, should be mailed to: